

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
Civil Action No.4:12-cv-00154

**North Carolina Environmental Justice
Network, Neuse Riverkeeper Foundation, Inc.,
and Waterkeeper Alliance, Inc.**

Plaintiffs,

v.

**Mr. Donald Taylor and Ms. Annie Taylor,
individually and d/b/a Taylor Finishing, Mr.
Justin T. McLawhorn, and Mr. Aaron
McLawhorn,**

Defendants.

**DECLARATION OF BETHANY A. DAVIS NOLL IN SUPPORT OF PLAINTIFFS'
OPPOSITION TO TAYLORS' MOTION TO DISMISS**

DEBVOISE & PLIMPTON LLP
Bethany A. Davis Noll
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North Carolina Environmental Justice Network*

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Inc.; Neuse RiverKeeper Foundation*

STRAUCH, FITZGERALD & GREEN
Stanley B. Green
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Winston-Salem, NC 27101
*Local Civil Rule 83.1 Counsel
Counsel for All Plaintiffs*

I, Bethany A. Davis Noll, declare as follows:

1. I am associated with the law firm of Debevoise & Plimpton LLP, counsel to Plaintiff North Carolina Environmental Justice Network, and am resident in the firm's New York office.

2. I file this declaration in support of Plaintiffs' Opposition to Taylors' Motion to Dismiss.

3. In support of this Motion, I attach true and correct copies of the following exhibits:

<u>No.</u>	<u>Exhibit</u>
1.	Letter from North Carolina Dep't of Env't and Natural Resources Enclosing Certificate of Coverage No. AWG100000 for Taylor Finishing in Jones County, dated February 4, 2011.
2.	Letter from Frank H. Sheffield, Jr. to Stanley B. Green, Esq., dated August 24, 2012.
3.	North Carolina Division of Water Quality, Aquifer Protection Section Compliance Inspection for the Farm "McLawhorn Livestock Farm (Banks)" and Owner "Donald Taylor," dated February 4, 2011.
4.	Plan of Action for High Freeboard at Animal Facilities for the "Banks Farm" submitted by Donald Taylor, dated January 26, 2011.
5.	Plan of Action for High Freeboard at Animal Facilities for "Banks Farm" submitted by Donald Taylor, dated September 27, 2011.
6.	Letter from Donald and Annie Taylor to Parties Giving Notice, dated January 28, 2011.
7.	Confidential Settlement Communications Agreement, dated April 1, 2011.

* * *

I declare under penalty of perjury that the foregoing is true and correct.

Dated: New York, New York
October 9, 2012

/s/ Bethany A. Davis Noll

Bethany A. Davis Noll